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I would like to commend **the DOT in trying to make** the **Drug** and Alcohol Testing programs **easier** for **the** employers **and** Service Agents to comply with the rules. Because there are a lot of **C/TPA's** who **provide MIS reporting as a part** of the *services* **we offer to** our clients and because **a** lot of **the C/TPA also provide services to** more then one operating agency, **using** one MIS form will make things a little easier. But with trying to make **things simpler** I **think that there** are **a few** problems **with** the report;

1   **Not included in the NPRM is when** this "new" MIS report format will be **used** I think **the changes would be** excellent for **the** 2003 MIS reports **that** would be **due in** March **2004** This **would leave** time **for** those of **us who** depend on a computer program to **have** the appropriate changes **accomplished and tested before implementation** I **think** that if the DOT would require this new **format** to be **used** for the **2002** MIS reports that would be **due** in **March** 2003, it would cause a major problem **with** the **accuracy** and the timely submission of the report

2   I think that the instructions on the MIS **form** are excellent. Especially the **way** the "average number of employees" is **explained** It there **has always been problems** and misunderstandings in the industry on **how** the average number of employees is **figured** out I think the way that is explained is the best **way to figure out** the average number of employees, not at the **beginning** of **the** year or **the** middle of **the** year This will allow for the best-managed **random** program

3   **Because the "new" MIS** form deletes some of the **information** that has been required in the past and the **note** in the *NPRM* **says,** that the information that has been deleted will be available **during** audits and inspections **There should be** some discussion on what information the employer **IS REQUIRED to track** for **future** inspection

4   I think that the availability for the MIS reports to be submitted electronically is a step in the **right** direction. There **will** be **some** issues that must be addressed to ensure that the **data** is not lost **and** the data is accurate

5   What is not **clear in** the NPRM, **is how** to **account** for **an employee who is** covered **by** multi-modal requirements **and** how those tests will be counted There needs to be a better **explanation as** to this requirement
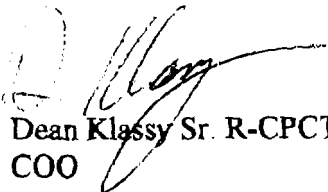
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I do *see* some **problems** in **the NPRM or areas that need to be clarified a** lot **better**

I. **The idea behind the "One MIS report" is an excellent idea, but when** it **requires some modes to have more paperwork, that is a problem. With FAA clients** that **have more then one category** of covered **employee, I** see **the sheer** number of **MIS reports that must be submitted. I represent some smaller companies who have 2-4 types of covered employees,** this will **require** more **paperwork then we** currently **have to provide. I** think **that even** if **the DOT** needs **to make the** MIS report **a 2-page** report, actually **cutting down the overall paperwork is necessary.**

2. **My biggest** concern **with the NPRM is leaving a blank empty when no test has been done. How** can **you expect accuracy when you** will **not be able** to **say** if the person filling out the form **forgot** to **put a number in the box? I have always** been told on any **government** form you must **put something in** all **boxes and NOT to leave** an **empty box, So this item should be changed to require** ALL **boxes to have a number in** it, or **a "0".**

I would like to **thank you** for this **opportunity to comment on this** NRPM. 1 **always** try **to convince the** members **and people who are affected by the NPRM to** make **comments. I** think **this is the best way that we** have **to make a difference in how the Drug** and **Alcohol Testing Industry changes.**

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